Docket No. MCP-1 PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Weinshenker, N. M et al.

Serial No.: 10/659,501 Filed: September 10, 2003 Group Art Unit: 1614

Examiner: N/A

For: Cobalamin conjugates for anti-tumor therapy

Mail Stop IDS Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 2231-1450 on September 1, 2004.

ed or Printed Name)

(Signature)

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

The following sections are submitted for this Information Disclosure Statement:

1. X Preliminary Statements

- 2. X FORM PTO 1449
- 3. Statement As To Information Not Found in Patents or Publications
- 4. ___ Identification Of Prior Application In Which Information Was Cited And For Which No Copies Are Submitted Or Need Be Submitted
- 5. Cumulative Patents or Publications
- 6. ___ Translation(s) of Non-English Language Documents
- 7. ___ Concise Explanation of Non-English Language Listed Information Items
- 8. ___ Copies of Listed Information Items Accompanying This Statement
- 9. X Identification of Person(s) Making This Information Disclosure Statement

Section 1. Preliminary Statements

Applicant submits herewith patents, publications or other information which may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.56.

The filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made (37 CFR 1.56(g)), or as an admission that the information cited is, or is considered to be, material to patentability.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner.

Section 2. FORM PTO - 1449

Form PTO - 1449 (2 sheets) is enclosed herewith.

- Section 3. Statement As To Information Not Found In Patents Or Publications (Information not listed in PTO 1449)
- Section 4. Identification Of Prior Application In Which Information Was Cited And for Which No Copies Are Submitted Or Need Be Submitted

This	application relies,	under	35	U.S.C.	120,	on	the	earlier	filing	date	of	prior
application S/N	, filed on											

Section 5. Cumulative Patents or Publications

is cumulative of the following pat PTO 1449:	• .
	
n accordance with 37 CFR 1.98(c) a copy	•

Section 6.	Translation(s) of Non-English Language Documents						
	Submitted herewith is an English translation of the following foreign language patents, publications or information or of those portions of those patents, publications or information considered to be material.						
	No English language translations of the foreign language patents, publications or information or parts thereof are readily available, except for those listed above.						
	The following foreign language documents submitted are believed to be the equivalent or substantial equivalent of the English language documents identified below, which are also submitted herewith.						
Section 7.	Concise Explanation of Non-English Language Listed Information Items						
Section 8.	Copies of Listed Information Items Accompanying This Statement						
statement.	Legible copies of all items listed in Form PTO-1449 accompany this information						
	Exception(s) to above						
	Items in prior application from which an earlier filing date is claimed for this application as identified in Section 4.						
	Cumulative patents or publications identified in Section 5.						
Section 9.	Identification of Person(s) Making This INFORMATION DISCLOSURE STATEMENT						
	The person making this statement is						
(a)	the inventor(s) who signs below						
	Signature of Inventor						
	Typed name of inventor						
(b) <u>X</u>	the agent who signs below on the basis of:						
	information supplied by the inventor(s)						

- information supplied by an individual associated with the filing and prosecution of this application (37 CFR 1.56(c))
- X information in the agent's file

It is respectfully requested that the references identified in this Information Disclosure Statement be considered by the Examiner, be made a part of the official record, and be cited in the issued patent.

Date:

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(972) 747-7375 fax

Respectfully submitted,

Rick/Matos

Registration No. 40,082

Agent for Applicants

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Substitute for form 1449A/P	то
INFORMATION	DISCLOSURE

10/659,501 **Application Number** Sept. 10, 2003 Filing Date **First Named Inventor** Faour, J. **Group Art Unit** 1614 **Examiner Name** N/A **Attorney Docket Number** MCP-1

(use as many sheets as necessary)

STATEMENT BY APPLICANT

Sheet

			U.S. P.	ATENT DOCUMENTS		
	U.S. Pate	nt Document		Date of Publication	Pages, Columns, Lines,	
Examiner Initials	Cite No. ¹	Number	Kind Code ² (if known)	Name of Patentee or Applicant of Cited Document	of Cited Document MM-DD-YYYY	Where Relevant Passages or Relevant Figures Appear
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	FOREIGN PATENT DOCUMENTS							
Examiner	Foreign Patent Document Cite		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶		
		Office ³	Number ⁴	Kind Code ⁵ (if known)	,			
	Α	wo	97/14711	A1	RECEPTAGEN CORP.	04/24/2001		
-	В	wo	98/08859	A1	UNIV. OF UTAH	03/05/1998		
	С	wo	99/65930	A1	BIOTECH AUSTRALIA	12/23/1999		1
	D′	wo	00/62808	A2	MAYO FOUNDATION	10/26/2000		
	E	wo	00/33810	A1	BIOVECTOR THERAP.	06/15/2000		
	F	wo	00/56404	A1	KILGOWAN LTD.	09/28/2000		
	G	wo	01/28592	A1	MAYO FOUNDATION	04/26/2001		
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	Į.	wo	01/30967	A1	UNIV. OF UTAH	05/03/2001		
	J	wo	02/074171	A1	UNIV. OF UTAH	09/26/2002		
	К	wo	03/025139	A1	MAYO FOUNDATION	03/27/2003		
	L·	wo	03/026674	A1	MAYO FOUNDATION	04/03/2003		
	М	EP	0220030	B1	BIOTECH AUSTRALIA	04/29/1987		
	N	GB	944428	B1	MERCK & CO.	12/11/1963		

Examiner	Date	
Signature	Considered	

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^{*} EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Unique citation designation number.

² See attached Kinds of U.S. Patent Documents.

³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3).

⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible.

⁶ Applicant is to place a check mark here if English language Translation is attached.

PTO/SB/08B (10-96)
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Subst	titute for form 1449B/PTO			Application Number	10/659,501		
INF	FORMATION	l DI	SCLOSURE	Filing Date	09/10/2003		
STATEMENT BY APPLICANT			APPLICANT	First Named Inventor	Weinshenker, N. et al.		
				Group Art Unit	1614		
	(use as many she	ets as	necessary)	Examiner Name	N/A		
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